

Andrew J. Annaldo
Chairman & Secretary

BOARD OF LICENSES
Building Pride in Providence

David N. Cicilline
Mayor
Tuesday

Gordon D. Fox
Vice-Chair
Arys Batista
Stephen Daniels
Allene R. Maynard



DATE: April 25, 2006
PLACE: ROOM 112
TIME: 1:00 P.M.
CLERK: _____
POLICE: _____

DOCKET

YEA NAY REC

***Based on the opinion and advice of the Attorney General’s Office, amended under best intentions:

Show Cause Hearing: Continued from April 24, 2006; Class B/BX and Class N, Food Dispenser, Holiday and Entertainment Licenses; 79-81 Washington Street Corp., d/b/a Diesel, 79-81 Washington Street; For violation of two incidents that occurred on September 30, 2005, at approximately 1:20 hours. While police were attempting to disperse patrons who had exited from Diesel, police observed several disturbances. As they attempted to intervene, they observed another group of subjects fighting near the side of Diesel. They observed a subject assaulting another subject who was laying on the ground and unconscious. Upon assisting the victim, police discovered that he had been stabbed. The assailant was taken into custody. Refer to report #05-123026. At approximately the same time, police were forced to take two subjects into custody for Disorderly Conduct (Failure to Move) while attempting to disperse the crowd and vehicular traffic. Refer to Report #05-123027.

The second violation occurred on November 26, 2005, at approximately 1:45. At that time, the police detail officers were requested by staff security to assist with the removal of several unruly patrons. Police observed numerous rival gang members inside the club. While attempting to break up a fight between patrons, an unidentified subject grabbed Patrolman Mendez’ police baton and attempted to pull it from him. As the club was letting out, several fights immediately broke out. Numerous additional officers along with the aid of State Police were required to bring the crowd under control. It took nearly forty minutes to restore order. Refer to CCR#05-146108 and an attached letter by Sergeant Donnelly.

New Show Cause Hearing: Class B/BX and Class N, Food Dispenser, Holiday and Entertainment Licenses; 79-81 Washington Street Corp., d/b/a Diesel, 79-81 Washington Street; For violation of numerous incidents that have occurred over the past three years. These incidents have increased the need for a greater police presence both in detail officers and on duty personnel. Diesel has been brought before the Board on several different occasions to discuss the need for additional detail officers. As a result, the Board has mandated detail officers as well as Mounted Police.

In addition, the Police Department has had to allocate on duty officers from the Patrol Bureau, Investigative Bureau as well as the department’s Gang Unit to handle the increase in violent incidents stemming from the establishment. To date, these measures have not worked.

The most recent incident of violence occurred on January 6, 2006, when at closing, a patron of Diesel, returning to his car, was stabbed in the neck with a broken beer bottle. This occurred in spite of the fact that there were 4 Detail Officers, two Mounted Officers and an additional 7 on duty Police Officers in the vicinity of the club at closing. Refer to Police Report #06-1741.

It is the Police Department’s contention that Diesel has become a disorderly house under RIGL 3-5-23 and request a Show Cause Hearing to be scheduled in a timely fashion to address this violation.

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Page 3 continued.....

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